IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

Chamber Summons No. 656 of 2004

in

Suit NO. 2027 of 1997

Smt. Kala Harkisan Mehta & ors. ... Plaintiffs
vs.
Ms. Shobhana Desai & ors. ..... Defendants
And
M/s. Indusin Media & Communications
Pvt. Ltd. ... Respondents

Ms. Viloma Shah i/b. Shah & Sanghavi for Plaintiffs
Ms. Sheeba John i/b. Dave & Girish for defendants

CORAM: **ROSHAN DALVI J.**
Date: 19/12/2005

P.C.

The Plaintiffs have taken out this Chamber Summons for amending the plaint by adding the Respondent as party defendant and for further averments pursuant to the impleadment of the Respondent as defendant no.4. The Respondent contends that they are not necessary party, that the suit is bad for misjoinder of parties and that the Respondent is a bona fide transferee for valuable consideration of the rights in the TV serial and that

defendant no.1 has no copyright in the serial. These are the defences of the Respondent on merits. Respondent is shown to be a proper party. Chamber Summons allowed in terms of prayer (a). The Plaintiffs shall carry out amendment within 2 weeks. The Plaintiffs shall also carry out amendments in the copy of the plaint served upon the defendant within 2 weeks. The Plaintiffs shall serve the writ of summons upon the Respondent as defendant no.4, consequent upon the amendment. Chamber Summons disposed of. No order as to costs.

(ROSHAN DALVI J.)